



January 30, 2004

SENATE BILL No. 446

DIGEST OF SB 446 (Updated January 28, 2004 2:51 pm - DI 87)

Citations Affected: IC 4-23; noncode.

Synopsis: Indiana 2016 bicentennial commission. Creates the Indiana 2016 bicentennial commission to strengthen communities and to prepare for Indiana's bicentennial in 2016. Creates the Indiana 2016 bicentennial commission account and appropriates money in the account. Provides that the department of workforce development staffs the commission.

Effective: July 1, 2004.

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January 12, 2004, read first time and referred to Committee on Governmental Affairs and Interstate Cooperation.
January 29, 2004, reported favorably — Do Pass.

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SB 446—LS 7041/DI 14+



January 30, 2004

Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

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SENATE BILL No. 446

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration and to make an appropriation.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 4-23-29 IS ADDED TO THE INDIANA CODE AS
- 2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
- 3 1, 2004]:
- 4 **Chapter 29. Indiana 2016 Bicentennial Commission.**
- 5 **Sec. 1. As used in this chapter, "account" refers to the Indiana**
- 6 **2016 bicentennial commission account established by section 10 of**
- 7 **this chapter.**
- 8 **Sec. 2. As used in this chapter, "bicentennial" refers to the**
- 9 **bicentennial of Indiana's statehood.**
- 10 **Sec. 3. As used in this chapter, "commission" refers to the**
- 11 **Indiana 2016 bicentennial commission established by section 5 of**
- 12 **this chapter.**
- 13 **Sec. 4. As used in this chapter, "communities" includes the**
- 14 **following:**
- 15 **(1) Regions.**
- 16 **(2) Counties.**
- 17 **(3) Neighborhoods.**

SB 446—LS 7041/DI 14+



(4) Organizations.

(5) Cities.

(6) Towns.

(7) Families.

Sec. 5. (a) The Indiana 2016 bicentennial commission is established.

(b) The commission consists of the following twenty-five (25) members:

(1) Two (2) members of the house of representatives, to be appointed by the governor on the recommendation from the speaker of the house of representatives. The two (2) members appointed under this subdivision may not be of the same political party.

(2) Two (2) members of the senate, to be appointed by the governor on the recommendation from the president pro tempore of the senate. The two (2) members appointed under this subdivision may not be of the same political party.

(3) The governor or the governor's designee.

(4) The director of the department of natural resources or the director's designee.

(5) The director of the commission on community service and volunteerism or the director's designee.

(6) One (1) employee of the department of commerce with expertise in community development or tourism, appointed by the lieutenant governor.

(7) The following members appointed by the governor:

(A) One (1) mayor.

(B) One (1) representative of the Indiana historical society.

(C) One (1) representative of the Indiana historical bureau.

(D) One (1) representative from the Indiana arts commission.

(E) One (1) representative from the humanities council.

(F) One (1) representative of Indiana's technology sector.

(G) One (1) member from a postsecondary educational institution.

(H) One (1) member from an elementary or a secondary school.

(I) One (1) member from each of the state's congressional districts.

(c) The governor or the governor's designee shall act as the chairperson of the commission.

(d) Each appointed member of the commission is appointed to

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a term of four (4) years or until a successor is appointed. However, the term of a member appointed under subsection (a)(1) or (a)(2) terminates if the member ceases to be a member of the house of representatives or the senate. Members may be appointed to an unlimited number of terms.

(e) Each member of the commission who is a member of the general assembly is a nonvoting member.

(f) The affirmative votes of a majority of the voting members appointed to the commission are required for the commission to take action on any measure, including final reports.

Sec. 6. The commission shall do the following:

(1) Encourage all communities and individuals to consider the following:

(A) Indiana's past, including:

- (i) milestones leading to Indiana's statehood on December 11, 1816; and
- (ii) events that have brought Indiana to its current status.

(B) the current situation of:

- (i) individual residents;
- (ii) communities; and
- (iii) the state.

(C) Indiana's vision for the future, with particular attention to 2016, which is the bicentennial year.

(D) Means of achieving Indiana's vision for the future.

(2) Raise an awareness of and promote and encourage the active involvement of all citizens of Indiana in strengthening:

- (A) local;
- (B) state;
- (C) national; and
- (D) global;

communities for the future.

(3) Celebrate achievements of citizens of Indiana.

(4) Recognize and initiate projects that engage every sector of society in recognizing and conveying the strengths of Indiana's rich heritage and promising future.

(5) Make communities aware of the availability of assistance for obtaining grant applications for Indiana 2016 bicentennial projects.

(6) Encourage communities to develop programs dealing with:

- (A) health;
- (B) the environment;

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- 1 (C) human services;
 2 (D) education;
 3 (E) habitation; and
 4 (F) other sectors;
 5 that will prepare residents of Indiana of all ages,
 6 backgrounds, and interests for life and growth into Indiana's
 7 third century of statehood.
 8 (7) Raise awareness of:
 9 (A) economic;
 10 (B) technologic;
 11 (C) historic;
 12 (D) artistic; and
 13 (E) cultural resources.
 14 (8) Encourage opportunities or initiatives that allow better
 15 preservation of Indiana's legacy.
 16 (9) Recognize Indiana's cultural richness and diversity today
 17 and in the future.
 18 (10) Encourage cooperation and collaboration among:
 19 (A) public;
 20 (B) private; and
 21 (C) nonprofit;
 22 entities.
 23 (11) Plan and implement appropriate events to mark the
 24 Indiana 2016 bicentennial in ways that engage and stimulate
 25 the residents of Indiana.
 26 (12) Seek federal grants and philanthropic support for
 27 Indiana 2016 bicentennial programs.
 28 (13) Annually report the commission's progress, activities,
 29 and recommendations to the governor and the legislative
 30 council. The report to the legislative council must be in an
 31 electronic format under IC 5-14-6.
 32 Sec. 7. The department of workforce development shall staff the
 33 commission.
 34 Sec. 8. All state departments, agencies, boards, commissions,
 35 and officers of the state shall cooperate with the commission and
 36 provide incentives, including:
 37 (1) grants;
 38 (2) staff support; or
 39 (3) financial assistance;
 40 to assist the commission in the development and performance of
 41 the commission's duties.
 42 Sec. 9. The expenses of the commission shall be paid from:

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(1) appropriations to the department of workforce development for the commission;

(2) donations received by the governor's Hoosier Heritage Foundation to assist the commission;

(3) donations from a nonprofit corporation; and

(4) other donations, gifts, and bequests, and in-kind contributions;

designated for the purpose of furthering the Indiana 2016 bicentennial celebration.

Sec. 10. (a) The Indiana 2016 bicentennial commission account is created within the state general fund for the purpose of receiving grants, gifts, bequests, or contributions for the Indiana 2016 bicentennial celebration. The account shall be administered by the department of workforce development.

(b) The expenses of administering the account shall be paid from money in the account.

(c) The treasurer of state shall invest the money in the account not currently needed to meet the obligations of the account in the same manner as other public money may be invested. Interest that accrues from the investments shall be deposited in the account.

(d) Money in the account does not revert to the state general fund at the close of a fiscal year but remains available for use by the commission.

(e) Notwithstanding subsection (d), the balance of the account on June 30, 2017, reverts to the state general fund, and the account expires on that date.

(f) Money in the account is annually appropriated to the department of workforce development for its use in administering the Indiana 2016 bicentennial commission.

(g) Appropriations made from the state general fund to the department of workforce development are not part of the account.

Sec. 11. (a) Contracts entered into for the purchase or sale of any material or supplies or for the performance of work or labor paid for with money appropriated by the general assembly are subject to IC 5-22.

(b) Contracts entered into for the purchase or sale of any material or supplies or for the performance of work or labor paid for with money from the account are not subject to IC 5-22.

Sec. 12. Each member of the commission who is not a state employee is not entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is, however, entitled to reimbursement for traveling expenses as provided under

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1 IC 4-13-1-4 and other expenses actually incurred in connection
 2 with the member's duties as provided in the state policies and
 3 procedures established by the Indiana department of
 4 administration and approved by the budget agency.

5 Sec. 13. Each member of the commission who is a state
 6 employee but who is not a member of the general assembly is
 7 entitled to reimbursement for traveling expenses as provided under
 8 IC 4-13-1-4 and other expenses actually incurred in connection
 9 with the member's duties as provided in the state policies and
 10 procedures established by the Indiana department of
 11 administration and approved by the budget agency.

12 Sec. 14. Each member of the commission who is a member of the
 13 general assembly is entitled to receive the same per diem, mileage,
 14 and travel allowances paid to legislative members of interim study
 15 committees established by the legislative council. Per diem,
 16 mileage, and travel allowances paid under this subsection shall be
 17 paid from appropriations made to the legislative council or the
 18 legislative services agency.

19 Sec. 15. This chapter expires June 30, 2017.

20 SECTION 2. [EFFECTIVE JULY 1, 2004] (a) The initial terms of
 21 office for the nonlegislator members appointed to the Indiana 2016
 22 bicentennial commission under IC 4-23-29, as added by this act,
 23 are as follows:

24 (1) Nine (9) members for a term of four (4) years.

25 (2) Nine (9) members for a term of two (2) years.

26 (b) This SECTION expires June 30, 2006.

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COMMITTEE REPORT

Madam President: The Senate Committee on Governmental Affairs and Interstate Cooperation, to which was referred Senate Bill No. 446, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 446 as introduced.)

RIEGSECKER, Chairperson

Committee Vote: Yeas 9, Nays 0.

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